

**CRIMINAL DOCKET
UNITED STATES DISTRICT COURT**

D. C. Form No. 100A Rev.

TITLE OF CASE	ATTORNEYS
THE UNITED STATES vs. Theodore Junior Wright	For U. S.: Hubert H. Bryant For Defendant: Paul Thieman(Appt.) 11-3 Southland Financial Center 4111 So. Darlington 741355

STATISTICAL RECORD	COSTS		DATE	NAME OR RECEIPT NO.	REC.	DISB.
J.S. 2 mailed 2-28-70	Clerk					
J.S. 3 mailed 6-30-70	Marshal					
Violation Robbery Credit Union	Docket fee					
Title 18						
Sec. 2113(b)						

DATE	PROCEEDINGS
2-24-70	Indictment, filed in open court. h
2-24-70	Record vote of the grand jury, filed in open court. h
3-26-70	Defendant Theodore Junior Wright present in person and rpersented. Defendant arraigned, advised of the charge and enters plea of NOT GUILTY, and case to be set on next jury docket, and defendant granted 10 days to file motions.(AEB-J)h
5-5-70	Case set for Jury Trial on Monday, May 25, 1970 at 9:30 A.M.(AEB-J)h
5-13-70	Petition for writ of habeas corpus ad testificandum, filed. ds
5-13-70	Order granting writ of habeas corpus ad testificandum, filed. (AEB-J)d writ issued.
5-25-70	Case tried to a jury on 5-25-and 26-70. Jury returns with a verdict finding defendant GUILTY as charged in the indictment. Jury polled and excused. It is adjudged that the defendant is GUILTY as charged and sentence passed to Tues. 6-2-70 at 10:00 A.M. Defendant advised of his right to appeal, and granted appeal in forma pauperis.(AEB-J)h
6-1-70	Defendant's motion for judgment of acquittal notwithstanding the verdict and in the alternative, for a new trial, filed. b

(OVER)

DATE	PROCEEDINGS
6-3-70	Case set for sentencing as to deft., Theodore Junior Wright, on Tuesday, June 16, 1970, at 10:00 A.M. (AEB-J)bv
6-4-70	Response to defts motion for judgment of acquittal notwithstanding the verdict, and, in the alternative, for a new trial, filed. m
6-3-70	Six (6) U. S. Subpoeas returned, filed - witnesses served - Barbara Don Cole, Vivian Lee Joseph, Eugene Albert Hill, Emma Robison, Gussie Hayes and Diane Marie Collins. b
6-3-70	Two (2) U. S. Subpoeas duces tecum, filed - served Deputy Sheriff James Martinez and Mr. and Mrs. C. D. Ashley. b
6-9-70	Minute Order: It is ordered that the defendant is granted until 6-11-70 in which to file brief on motion for judgment of acquittal, etc., and government granted 1 day thereafter to file answer brief. (AEB-J)h
6-11-70	Brief of defendant in support of motion for judgment of of acquittal notwithstanding the verdict, and, in the alternative, for a new trial, filed. b
6-12-70	Plaintiff's Second Response to Deft's Motion for Judgment or Acquittal Notwithstanding the Verdict and for New Trial. filed. v
6-16-70	Defendant present in person and represented.
Judgment and Sentence- Theodore Junior Wright(24)	
Probation- 3 yrs from this date, on the conditions that he have no association with drugs, and that he seek and maintain employment. Defendant granted leave to return to Los Angeles, Calif if he desires. (AEB-J)h	
6-16-70	Order of Probation filed and entered. (AEB-J)h
6-16-70	Two c.c. of above delivered to probation office.
6-25-70	Notice of appeal filed. Cpy to USCA and US Atty. g
6-29-70	Writ of habeas corpus ad testificandum returned, filed - Albert Nash taken into custody at Oklahoma State Penitentiary, McAlester, Okla. on 5-15-70 and delivered to Tulsa County Jail, on 5-19-70; and returned to McAlester, Oklahoma State Penitentiary on 6-4-70 b
6-29-70	U. S. Subpoena returned, filed - served Jd.R. Martinez care of Lt. George Eckels at Los Angeles, Calif. b
7-6-70	Motion for leave to proceed in Forma Pauperis Pursuant to 28 USCA 1915. v
7-6-70	Affidavit to accompany Motion for leave to appeal in Forma Pauperis. v
7-6-70	Leave granted defendant to appeal in forma pauperis (AEB-J)g
7-6-70	Order for transcript of trial proceedings at Govt. expense, filed. g
7-27-70	Order extending time to 9-23-70 to docket appeal, filed. (AEB-J)g
cpy to USCA & US Atty. g	
9-22-70	Transcript of arraignment proceedings, 3-26-70, filed. (LEM-Rptr.)g
9-22-70	Transcript of trial proceedings, May 25 & 26, 1970, filed. (LEM-Rptr)g
9-22-70	Transcript of sentencing proceedings, June 16, 1970, filed. (LEM-Rptr)g
9-22-70	Appeal record (4 vols.) forwarded to USCA, Denver. g
12-8-71	Mandate & Opinion of USCA reversing judgment of 6-16-70 and remanding case for dismissal of the indictment, filed and spread of record. g
7-5-72	Order, filed, granting Dismissal
7-11-72	Case stricken from docket of 7-31-72 and RESET for sentence on Tuesday July 11, 1972, at 10:00 A.M. (AEB-J)v wrong docket sheet.
7-5-72	Order for Dismissal of the Indictment against Theodore Junior Wright, filed. (AEB-J)v -copies mailed.

UNITED STATES COMMISSIONER

NORTHERN DISTRICT OF OKLAHOMA

RECORD OF PROCEEDINGS IN CRIMINAL CASES

BEFORE Benjamin B. Ballenger
(Name of commissioner)

411 U. S. Court House, Tulsa, Okla.
(Address)

COMMISSIONER'S
DOCKET No. 1 CASE No. 423
THE UNITED STATES
vs.

Theodore Junior Wright

Complaint filed on August 30, 1968, by Robert T. Robison
Official title Special Agent, F.B.I., charging violation of
United States Code, Title 18, Section 2113(b), on July 30 & 31
1968, at Bristow, Oklahoma in the
division of the Northern district of Oklahoma
as follows: did willfully and unlawfully take and
carry away, with intent to steal and purloin, from
the Creek Farmers Federal Credit Union, the deposits
of which were then insured by The Federal Deposit
Insurance Corp., certain money aggregating \$105.55,
belonging to the said credit union.
(Here insert brief summary of facts constituting offense charged)

WARRANTS OR SUMMONS ISSUED:

Date August 30, 1968 Warrant/Summons for Theodore Junior Wright
(Name of defendant)
to (name and title of officer) the United States Marshal, or any other authorized officer
Substance of return

Date Warrant/Summons for
(Name of defendant)
to (name and title of officer)
Substance of return

FILED
17294
MAR 26 1970

PROCEEDINGS ON FIRST PRESENTATION OF ACCUSED TO COMMISSIONER:

Date Arrested by
(Name of issuing officer)
without warrant.

Appearances { for United States (Name) (Address)
for accused (Name) (Address)

Proceedings taken
(Here insert with dates, when appropriate, a serialtim account of essential steps taken at hearing such as "complaint prepared,"

if arrest is without warrant: "defendant informed of complaint and right to retain counsel and preliminary hearing": "preliminary examination waived,"

if that is the fact; any adjournments taken, etc.

Defendant indicted by grand jury on 2-24-70

/s/ Benjamin B. Ballenger

Outcome

Bail fixed, 19 Amount, \$ Bonded, 19, by cash
deposited by (name) Address, 19 [or] by surety
transmitted to clerk of district court (name) Address
(name) Address, who
justified by affidavit dated, 19, [or] committed to
on, 19

SUBPOENAS FOR WITNESSES ISSUED:

_____, 19____, for (name of witness)_____
at request of (name of party)_____
Substance of return_____

_____, 19____, for (name of witness)_____
at request of (name of party)_____
Substance of return_____

_____, 19____, for (name of witness)_____
at request of (name of party)_____
Substance of return_____

PRELIMINARY EXAMINATION:

(Not to be used if case was disposed of at first presentation)

Date_____ Appearances for _____

United States

(Name)

(Address)

Accused

(Name)

(Address)

WITNESSES FOR UNITED STATES:

(List names and addresses)

WITNESSES FOR ACCUSED:

(List names and addresses)

Witness payroll containing _____ names certified to United States Marshal for payment _____, 19____
Proceedings taken _____

Outcome_____

Bail fixed _____, 19____ Amount, \$_____ Bonded _____, 19____, by cash
deposited by (name) _____ Address _____
transmitted to clerk of district court _____, 19____
[or] by surety (names) _____ Address _____
and _____ Address _____
who justified by affidavit _____, 19____ Committed to _____
on _____, 19____

Certified to be a correct transcript.

Made this 26th day of March, 19 70

Transmitted to Clerk of United States District Court for the Northern
district of Oklahoma, March 26th, 19 70

Benjamin B. Ballenger
Benjamin B. Ballenger

United States Commissioner.